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UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

THE BANK OF NEW YORK MELLON F/K/A
THE BANK OF NEW YORK AS
SUCCESSOR TO JPMORGAN CHASE
BANK, NOT INDIVIDUALLY BUT SOLELY
AS TRUSTEE FOR THE HOLDERS OF THE
BEAR STEARNS ALT-A TRUST 2004-5,
MORTGAGE PASS-THROUGH
CERTIFICATES, SERIES 2004-5.

Case No. 2:17-cv-00256-JCM-NJK

**STIPULATION AND ORDER TO
EXTEND DEADLINE TO FILE
RESPONSES TO MOTIONS FOR
SUMMARY JUDGMENT**

(Second Request)

Plaintiff

VS.

SFR INVESTMENTS POOL 1, LLC;
COPPERHEAD RANCH STREET AND
LANDSCAPE MAINTENANCE
CORPORATION

Defendants

SER INVESTMENTS POOL 1, LLC

Counter/Cross Claimant.

VS.

THE BANK OF NEW YORK MELLON F/K/A
THE BANK OF NEW YORK AS
SUCCESSOR TO JPMORGAN CHASE
BANK, NOT INDIVIDUALLY BUT SOLELY
AS TRUSTEE FOR THE HOLDERS OF THE
BEAR STEARNS ALT-A TRUST 2004-5,
MORTGAGE PASS-THROUGH
CERTIFICATES, SERIES 2004-5; SERHIY T.

1 BUT, an individual; TETYANA A. BUT, an
2 individual,
3 Counter/Cross Defendants.

4 Plaintiff, The Bank of New York Mellon f/k/a The Bank of New York as successor to
5 JPMorgan Chase Bank, not individually but solely as trustee for the holders of the Bear Stearns
6 ALT-A Trust 2004-5, Mortgage Pass-Through Certificates, Series 2004-5 (“BONY”),
7 Defendant/Counter-Claimant, SFR Investments Pool 1, LLC (“SFR”), and Defendant, Copperhead
8 Ranch Street and Landscape Maintenance Corporation (“Copperhead”) (collectively the
“Parties”), by and through their counsel of record, hereby stipulate and agree as follows:

9 On November 30, 2017, BONY and SFR filed and served their Motions for Summary
10 Judgment [ECF Nos. 44 & 46], while Copperhead filed its Joinder to SFR’s Motion for Summary
11 Judgment on December 11, 2017 [ECF No. 48].

12 The parties previously stipulated that the deadline to file and serve responses to BONY’s
13 and SFR’s Motions for Summary Judgment would be January 4, 2017 [ECF No.49]

14 SFR’s counsel requested a week extension of the current deadline due to sickness and a
15 family emergency. The parties are in agreement to extend the deadlines to respond to BONY’s
16 and SFR’s Motions for Summary Judgment due to the above reasons. This is the parties’ second
17 request. This request made in good faith and is not for purposes of delay or prejudice to any other
18 party.

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1 Based on the foregoing, IT IS HEREBY STIPULATED AND AGREED that the deadline
2 to file responses BONY's Motion for Summary Judgment [ECF No. 44] and SFR's Motion for
3 Summary Judgment [ECF No. 46] shall be extended to **January 11, 2018**.

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5 DATED this 4th day of January, 2018.
WRIGHT, FINLAY & ZAK, LLP

6 /s/ Michael S. Kelley

7 Dana Jonathon Nitz, Esq.
Nevada Bar No. 0050
8 Michael S. Kelley, Esq.
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Las Vegas, NV 89117
10 Attorneys for Plaintiff, *The Bank of New York Mellon f/k/a The Bank of New York as successor to JPMorgan Chase Bank, not individually but solely as trustee for the holders of the Bear Stearns ALT-A Trust 2004-5, Mortgage Pass-Through Certificates, Series 2004-5*

11 DATED this 4th day of January, 2018.
BOYACK ORME & ANTHONY

12 /s/Adam J. Breeden

13 Edward D. Boyack, Esq.
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14 Adam J. Breeden, Esq.
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16 *Attorneys for Defendant,
Copperhead Ranch Street and
Landscape Maintenance Corp.*

17 DATED this 4th day of January 2018.
KIM GILBERT EBRON

18 /s/ Diana S. Ebron

19 Diana S. Ebron, Esq.
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Jacqueline A. Gilbert, Esq.
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20 *Attorneys for Defendant, SFR Investments Pool 1, LLC*

21 **ORDER**

22 **IT IS SO ORDERED.**

23 DATED January 8, 2018.

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U.S. DISTRICT JUDGE